

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

IN THE MATTER OF:

THE CONSIDERATION OF LIFELINE RATES)
IN SECTION 114 OF THE PUBLIC UTILITY)
REGULATORY POLICIES ACT)

ADMINISTRATIVE CASE NO. 248
(a) Kentucky Utilities Co.
(b) Louisville Gas & Electric
Company
(c) Union Light, Heat
& Power Company
(d) Kentucky Power Company

ORDER

I. Introduction

On June 19, 1981, the prehearing conference on Section 114 of PURPA was conducted. There were three purposes to be accomplished at the prehearing conference. First, the Commission wanted to identify the extent of public interest in its lifeline proceedings. This information would assist in determining the length of time required for the hearings. Second, the Commission wanted to establish an acceptable date for the evidentiary hearing. Finally, the Commission wanted to determine the proper forum for meeting the requirements of the participating parties in the consideration of lifeline rates.

II. Schedule

Based on the information received at the prehearing conference, the Commission has decided to alter its original schedule. It was the considered opinion that the November 9, 1981 PURPA reporting deadline would not provide it with sufficient time to properly consider this rate standard if the original hearing date was retained. Therefore with the concurrence of those present at the prehearing conference, the Commission changed the hearing date from October 6, 1981, to August 19 and 20, 1981. The hearing will be held in the Commission's building, 730 Schenkel Lane, Frankfort.

III. FORUM

The Commission requested that each of the participants at the prehearing conference comment on the proper forum for this hearing. There was general agreement that a generic hearing would provide the best procedure for examining the costs and benefits of this rate structure. The Commission concurs.

Immediately prior to the hearing a meeting of legal counsel will be held to determine the order of appearance by the witnesses and the order of cross-examination by counsel. The Commission suggests the following schedule for this hearing:

August 19, 1981

9:00 a.m. Meeting of representatives of the parties,
including intervenors

9:10 a.m. Consumers' testimony and cross-examination

10:40 a.m. Utilities' testimony and cross-examination

August 20, 1981

9:00 a.m. Utilities' testimony and cross-examination
continued

11:00 a.m. Intervenors' testimony and cross-examination

IV. PREFILED TESTIMONY

The Commission has determined that both the utilities and intervenors will prefile testimony by August 3, 1981. Each party prefiling testimony will forward a copy to each party on the mailing list and nine copies to the Commission.

The Commission does not anticipate presenting a staff witness in this case. If it should decide to sponsor a witness, it will observe the August 3, 1981, prefiling deadline, the same as the other participants in the case.

The Commission granted the request that information presented in Administrative Case No. 202 be included as a part of the record in this case with the caveat that utility witnesses and intervenors who testify in this case also can be cross-examined on their testimony in Administrative Case No. 202.

V. Mailing List

Attached to this Order in Appendix A is a mailing list representing all of the interests who appeared at the prehearing conference or who requested to be included. It is understood that this list will be updated occasionally. It will be the responsibility of the Commission's staff to update this list and make certain that all concerned parties are informed of any changes.

IT IS ORDERED that the four utilities identified in the caption as covered by PURPA Section 102 be present at the August 19 and 20, 1981, hearings.

IT IS FURTHER ORDERED that the prefiling of testimony be handled as described in Section IV of this Order.

Done at Frankfort, Kentucky, this 29th day of June, 1981.

PUBLIC SERVICE COMMISSION

Marlin M. Webb
Chairman

Katherine Randall
Vice Chairman

John H. Hargrave
Commissioner

ATTEST:

Secretary

APPENDIX A

1. Mr. Robert B. Bibb
Manager of Rates and Tariffs
Kentucky Power Company
1701 Central Avenue
Ashland, KY 41101
2. Mr. David C. Brown
Stites, McElwain & Fowler
3400 First National Tower
Louisville, KY 40202
3. Mr. J. W. Bradley
Vice President of Rates and Contracts
Kentucky Utilities Company
One Quality Avenue
Lexington, KY 40507
4. Mr. Richard F. Newell
Ogden, Robertson & Marshall
1200 One Riverfront Plaza
Louisville, KY 40202
5. Mr. John Hart
Manager, Rates and Economic Research
Louisville Gas and Electric Company
311 West Chestnut Street
P. O. Box 32010
Louisville, KY 40232
6. Mr. O. Grant Bruton
Middleton & Reutlinger
501 South Second Street
Louisville, KY 40202
7. Mr. Donald Marshall
Division of Rates and Research
Cincinnati Gas and Electric Company
P. O. Box 960
Cincinnati, OH 45201
8. Mr. James J. Mayer
Legal Department
Cincinnati Gas and Electric Company
P. O. Box 960
Cincinnati, OH 45201
9. Mr. Rich Born
Appalachian Research & Defense Fund of Kentucky, Inc.
P. O. Box 152
Prestonsburg, KY 41653

10. Mr. Anthony G. Martin
Office of Kentucky Legal Services Programs, Inc.
201 West Short Street
Lexington, KY 40507
11. Mr. John Hinkle
Kentucky Retail Federation, Inc.
P. O. Box 237
Georgetown, KY 40324
12. Mr. James Brannen
Division of Consumer Intervention
Attorney General's Office
209 St. Clair Street
Frankfort, KY 40601
13. Mr. F. Bruce Abel
Steer, Strauss & Tobias
2208 Central Trust Tower
Cincinnati, OH 45202
14. Mr. Stephen T. McMurtry
Office of City Solicitor
9th Floor
City-County Building
Covington, KY 41011
15. Mr. Ron Sheets
4515 Bishop Lane
P. O. Box 32170
Louisville, KY 40232

Not present but requested to be placed on mailing list.

1. Mr. C. F. DeSieno
Vice President Rate Research and Design
American Electric Power Service Corp.
180 E. Broad St.
Columbus, OH 43215
2. Mr. Allen Prewitt, Jr.
311 Wilkinson Street
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3. Mr. Edward J. Riehl
McNees, Wallace & Nurick
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P. O. Box 1166
Harrisburg, PA 17108
4. Mr. Lowell T. Hughes
Van Antwerp, Hughes, Monge & Jones
1416 Winchester Avenue
Ashland, KY 41101

5. Mr. Carl Melcher
Northern Kentucky Legal Aid, Inc.
302 Greenup Street
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6. Mr. J. W. Kemp
P. O. Box 600
Middletown, OH 45042